



120  
3-11-87  
Ad 121  
54041

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Antonio ZIGGIOTTI et al.

Group Art Unit: 123

Examiner: Northing

Serial No.: 117,823

Filed: November 9, 1987

For: SALT OF DICLOFENAC WITH A CYCLIC  
ORGANIC BASE AND PHARMACEUTICAL  
COMPOSITIONS WHICH CONTAIN IT

CONFIRMATION OF TELEPHONE ELECTION

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

A telephone requirement for restriction was made in connection with the above-identified application on February 23, 1988.

The undersigned representative confirms that in response to that telephone requirement, a provisional election was made to prosecute claims 1 and 8-10, where X is a group of the formula  $(CH_2)_m$  where m is 0, 1, or 2.

The undersigned representative hereby confirms that said provisional election was specifically made with traverse since no adequate basis therefor has been set forth in the written record. Additionally, the restriction requirement imposed among the species of inventions recited in claim 1 is improper under In re Weber, 580 F.2d 455, 198 U.S.P.Q. 328 (CCPA 1978).

Respectfully submitted,

*James C. Lydon*  
Roger W. Parkhurst  
Registration No. 25,177  
James C. Lydon  
Registration No. 30,082

RWP:JCL/clf  
Attorney Docket No.: RWP 24471

PARKHURST & OLIFF  
277 So. Washington Street  
Alexandria, Virginia 22314  
Telephone: (703) 836-6400

DEPOSIT ACCOUNT USE AUTHORIZATION  
Charge any fee due to our Deposit  
Account No. 16-0482

RECEIVED

MAR 10 1988

GROUP 120

#4  
EDW

4-5-88